

Case No. 1:10-CV-1888
Gwin, J.

presented to the bankruptcy court.” [Patton, 8 F.3d at 349](#).

Moreover, Defendant Haffey has not brought forth sufficient evidence of unusual circumstances which would justify extending the stay under the Court’s inherent power to stay proceedings before it. [See Lynch v. Johns-Manville Sales Corp., 710 F.2d 1194, 1199 \(6th Cir. 1983\)](#). It is incumbent upon the non-bankrupt party to establish that the reorganization efforts of the debtor would be irreparably harmed by the continuation of the litigation. [In re Trans-Service Logistics, Inc., 304 B.R. 805, 807 \(S.D. Ohio 2004\)](#). Here, Defendant Haffey says that he and his counsel are obligated to assist in the reorganization of Domino and that this case would interfere with their duties to Domino’s bankruptcy estate. [[Doc. 18](#).] This argument is insufficient to support any stay of the case against Haffey.

Accordingly, the Court **GRANTS** Plaintiffs’ motion and will allow the case to proceed against Defendant Haffey.

IT IS SO ORDERED.

Dated: February 11, 2011

s/ James S. Gwin
JAMES S. GWIN
UNITED STATES DISTRICT JUDGE